

- (24) Large Groups. Except as otherwise required or permitted by Chapter 2, Article 2, Division 40 of this Code, it is unlawful for any group of persons consisting of seventy-five or more persons to hold, conduct or participate in any celebration, parade, service, picnic, exercise, or other special event in any park, plaza, or beach without having first obtained a permit from the City Manager.
- (25) Obstructing Traffic. It is unlawful to obstruct the free travel of any vehicle or pedestrian over any of the walks, roads, or avenues of any park or plaza property.
- (26) Park Department Tools. It is unlawful for any person other than a Park and Recreation Department employee while in the performance of his or her duties, to move or remove from one location to another or destroy any equipment, tools, implements, or materials used by the Park and Recreation Department.
- (27) Bridle Trails. It is unlawful to enter upon or use any bridle trail except for the purpose of horseback riding.
- (28) Valves. It is unlawful to open or close any valves or switches pertaining to the water or electric services in any park, plaza or beach.  
(Amended 8-4-2003 by O-19206 N.S.)

### **§63.0103 City Manager Permit Procedure**

Whenever doing any of the acts specified in this Article is conditioned upon obtaining a permit, permission, or consent from the City Manager, the following procedure shall be followed:

- (a) An application for a permit shall be filed not less than ten (10) days before the date on which the proposed activity or event is to be conducted; however, the City Manager will have discretion to consider any permit which is filed less than ten (10) days before the proposed activity is to take place;
- (b) The application shall include information as to the proposed activity, the sponsoring person or organization, the number of persons expected to attend, the proposed park area to be used, the proposed date and time of the event, the duration in time, and the proposed alternate park areas and dates, if any;

- (c) The City Manager shall within three (3) days after the filing of such application act thereon;
- (d) The City Manager shall issue the permit if he or she finds that the activity will not conflict or interfere with any other event previously scheduled and that the activity will not unreasonably add to congestion or interfere with or impede the normal flow of vehicular or pedestrian traffic;
- (e) Each permit shall state the date, time and area of the park for which it is issued, and the name of the person or persons to whom it is issued;
- (f) Every such permit shall be subject to the provisions regarding noise contained in Chapter 5, Article 9.5, beginning with Section 59.5.0101 of this Code;
- (g) If the application for a permit is denied, the applicant may submit a new request proposing an alternate date, time, or location;
- (h) The City Manager shall notify the applicant in person or by mail of his or her action granting or denying the application or alternative application. The City Manager, in denying an application, may authorize the gathering at such other date, time, or location as will not conflict or interfere with previously scheduled events, or add to congestion, or interfere with or impede traffic. If the applicant wishes to accept the proposed alternate date, time, or location, he or she shall, within two (2) days of receiving the City Manager's notification, file a notice of acceptance with the City Manager. The City Manager shall thereupon issue a permit.
- (i) When a permit is denied, the applicant may, within fifteen (15) days of denial, appeal the decision to the City Council by filing a petition therefor with the City Clerk. Such denial shall become final if an appeal is not filed. The City Clerk shall cause the matter to be set for hearing before the Council on a regular Council meeting docket within fourteen (14) days after such filing, and, after hearing the petition, the Council may approve or disapprove the issuance of the permit. The decision of the Council shall be final.
- (j) Any parade proposed to be conducted in or through any park shall be subject to Chapter 2, Article 2, Division 40, of this Code.